GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Sri A.V.S.Sastry former Assistant Director of Agriculture (R) (FAC), Sattenapalli and presently ADA(R), Bapatla, Guntur District. and others – Initiation of departmental Common/Joint enquiry u/r 20 of APCS (CC&A) Rules, 1991 read with Rule- 24 of A.P.C.S. (CC&A) Rules, 1991 - Articles of charge – Issued.

AGRICULTURE AND COOPERATION (VIG I) DEPARTMENT

G.O.Rt.No. 721 **Dated:09-10-2015.**
Read the following:-

1.From the C&DA, Hyd. Lr.No.Vig.II(2)82/13, dated:14-04-2015.
2.Govt Memo.No.3197/vig.1/2015,date:09-10-2015.

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ORDER :-

It is proposed to hold an enquiry against the said Sri A.V.S.Sastry former Assistant Director of Agriculture (R) (FAC), Sattenapalli and presently ADA(R), Bapatla, Guntur District.. in accordance with procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of Article of Charges (Annexure-I). Statement of imputation of misconduct or misbehaviour on which action is proposed to be taken against him as Annexure-II, a list of documents by which and a list of witnesses by whom the Article of Charge is proposed to be sustained are also enclosed as Annexure-III and IV.

3. Sri A.V.S.Sastry former Assistant Director of Agriculture (R) (FAC), Sattenapalli and presently ADA(R), Bapatla, Guntur District. is directed to submit a written statement of defence within 15 days from the date of receipt of this G.O. and also to state whether he desires to be heard in person.

4. Sri A.V.S.Sastry former Assistant Director of Agriculture (R) (FAC), Sattenapalli and presently ADA(R), Bapatla, Guntur district is further informed that an Inquiry will be held only in respect of those articles of charge as are not admitted. He should therefore, specifically admit or deny the articles of charge.

5. Sri A.V.S.Sastry former Assistant Director of Agriculture (R) (FAC), Sattenapalli and presently ADA(R), Bapatla, Guntur District. is further informed that if he does not submit his written statement of defence on or before the date specified in para-3 above, further action will be processed based on the material available.

6. Attention of Sri A.V.S.Sastry former Assistant Director of Agriculture (R) (FAC), Sattenapalli and presently ADA(R), Bapatla, Guntur District**.** is invited to rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to him under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings it will be presumed that Sri A.V.S.Sastry former Assistant Director of Agriculture (R) (FAC), Sattenapalli and presently ADA(R), Bapatla, Guntur District**.**is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule -24 of the A. P. Civil Service (Conduct) Rules, 1964.

(P.T.O)

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

T.VIJAY KUMAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri A.V.S.Sastry formerly Assistant Director of Agriculture (R) (FAC), Sattenapalli and presently ADA(R), Bapatla, Guntur District.
(through the Director of Agriculture, A.P, Hyderabad.)

Copy to:
The Director of Agriculture,A.P, Hyderabad(with a request to serve the order on the charged officer and return the served copy with dated ack.,)
SC/Sf.

//FORWARDED BY ORDER//

SECTION OFFICER

Annexure-I

Statement of articles of charge framed against Sri A.V.S.Sastry former Assistant Director of Agriculture (R) (FAC), Sattenapalli and presently ADA(R), Bapatla, Guntur District.

Article -I

"That the said Sri A.V.S.Sastry, Assistant Director of Agriculture, while functioning as ADA(R)(FAC), Sattenapalli, Guntur District. during the period from.17-06-2011A.N to 18-06-2011 A.N has failed to supervise the accounts which lead to the misappropriation of Govt. funds of Rs. 14,32,500/- by Sri MSDVK Prasad, the then Jr.Asst. (u/s) O/o.ADA® Sattenapalli, Guntur District.

Thus, Sri A.V.S.Sastry, Assistant Director of Agriculture was not devoted to duty and negligent in discharging his legitimate duties, which attracts violation of Rule-3 of APCS (Conduct) Rules, 1964".

Article -II

"That the said Sri A.V.S.Sastry, Assistant Director of Agriculture, while functioning as ADA(R), Sattenapalli, Guntur District. during the period from 17-06-2011A.N to 18-06-2011 A.N has failed to get the signature of Sri N.Venkateswarlu present ADA on SB Account No. 2068 cash book which provoked the Junior Assistant to commit financial irregularities without the notice of the present ADA.,which lead to the misappropriation of Govt. fund of Rs. 14,32,500/- by Sri MSDVK Prasad, the then Jr.Asst. (u/s) O/o.ADA® Sattenapalli, Guntur District.

Thus, Sri A.V.S.Sastry, Assistant Director of Agriculture was not devoted to duty and negligent in discharging his legitimate duties, which attracts violation of Rule-3 of APCS (Conduct) Rules, 1964".

Article -III

"That the said Sri A.V.S.Sastry, Assistant Director of Agriculture, while functioning as ADA(R), Sattenapalli, Guntur District. during the period from 17-06-2011A.N to 18-06-2011 A.N has failed to follow the official procedure of signing on charge lists though the JDA, Guntur directed to submit charge list which lead to the misappropriation of Govt. funds of Rs. 14,32,500/- by Sri MSDVK Prasad, the then Jr.Asst. (u/s) O/o.ADA® Sattenapalli, Guntur District.

Thus, Sri A.V.S.Sastry, Assistant Director of Agriculture was not devoted to duty and negligent in discharging his legitimate duties, which attracts violation of Rule-3 of APCS (Conduct) Rules, 1964".

Article –IV

"That the said Sri A.V.S.Sastry, Assistant Director of Agriculture, while functioning as ADA(R), Sattenapalli, Guntur District. during the period from 17-06-2011A.N to 18-06-2011 A.N has failed to follow the procedure laid down in District office Manual regarding the maintenance of cash book which lead to the misappropriation of Govt. funds of Rs. 14,32,500/- by Sri MSDVK Prasad, the then Jr.Asst. (u/s) O/o.ADA® Sattenapalli, Guntur District.

Thus, Sri A.V.S.Sastry, Assistant Director of Agriculture , was not devoted to duty and negligent in discharging his legitimate duties, which attracts violation of Rule-3 of APCS (Conduct) Rules, 1964".

Article -V

"That the said Sri A.V.S.Sastry, Assistant Director of Agriculture, while functioning as ADA(R), Sattenapalli, Guntur District. during the period from 17-06-2011A.N to 18-06-2011 A.N has shown slackness in performing official duties in important financial matters which lead to the misappropriation of Govt. funds of Rs. 14,32,500/- by Sri MSDVK Prasad, the then Jr.Asst. (u/s) O/o.ADA® Sattenapalli, Guntur District.

Thus, Sri A.V.S.Sastry, Assistant Director of Agriculture, was not devoted to duty and negligent in discharge of his legitimate duties, which attracts violation of Rule-3 of APCS (Conduct) Rules, 1964".

T.VIJAY KUMAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

SECTION OFFICER

Annexure-II

Statement of imputations of misconduct or misbehavior in support of the articles of charge framed against Sri A.V.S.Sastry, Assistant Director of Agriculture(FAC), while functioning as ADA(R), Sattenapalli, Guntur District.

The JDA, Guntur has furnished the inquiry report submitted by the DDA in respect of misappropriation/ embezzlement of Govt. funds of Rs. 14,32,500/- by Sri MSDVK Prasad, Jr.Asst. O/o.ADA® Sattenapally on 24-04-2013.

The inquiry officer has verified the available bank accounts, cash books, cheque books and connected office records and submitted that as per CTC's, Sri N.Venkateswarlu has taken over the charge of the post of ADA(R), Sattenapalli from Sri A.V.S.Sastry the then ADA (FAC) on 18-06-2011 A.N. Sri I.Murali who worked ADA(R), Sattenapalli prior to Sri A.V.S.Sastry has handed over the complete charge to the FAC ADA on the A.N. of 17-06-2011. No charge lists were prepared at the time of handing over charge. But they have signed on the cash books pertaining to the bank accounts maintained by the ADA(R), Sattenapalli. On verification of cash books, it was noticed that Sri A.V.S.Sastry the then MAO, Muppalla and ADA(R)(FAC), Sattenapalli has failed to get the signature of Sri N.Venkateswarlu present ADA on SB Account No. 2068 cash book in which case there was scope for the Junior Assistant to commit financial irregularities without the notice of the present ADA.

In respect of article-I

On verification of pass books and cheque books with connected files, it was noticed that on 20-06-2011 the specimen signatures of Sri N. Venkateswarlu, ADA(R), Sattenappalli duly attested by his predecessor Sri I.Murali has been sent to Chaitanya Godavari Grameena Bank, Sattenapalli and SBI, Sattenapalli and Sub Treasury officer, Sattenapalli deviating the official procedure. Sri I.Murali, the outgoing ADA is competent to authorize the signatures of Sri A.V.S.Sastry, ADA(FAC). But he has not followed the official procedure and attested the signatures of Sri N. Venkateswarlu, ADA. Further on the same date Xerox copy of the same letter has been handed over to CGG Bank, Sattenapalli by making forgery signatures of the present ADA. As all the cheque books, pass books and cash books are under the control of Sri M.S.D.V.K. Prasad, Junior Assistant(u/s) it is evident that he has an intention to commit financial irregularities without the notice of ADA(R), Sattenapalli.

Sri N.Venkateswarlu, ADA® , has also failed to monitor the activities of the junior assistant and his contention that the junior assistant has operated bank accounts without his knowledge is not justifiable. He has not in a position to access what it going in his office until the bank authorities intimated to him by phone.

At the time of taking over charge the three ADAs have failed to follow the official procedure of signing on charge lists though they were directed to submit charge lists by JDA, Guntur. As per District office manual, only one cash book should be maintained in one office. But the procedure was not followed by the above three ADAs which gives scope for misuse of Govt. funds without the notice of the ADA(R), Sattenapalli. The above facts reveals that the above three ADAs have shown slackness in performing official duties in important financial matters.

Thus, Sri A.V.S.Sastry, ADA(FAC) was not devoted to duty and negligent in discharging his legitimate duties, which attracts violation of Rule-3 of APCS (Conduct) Rules, 1964".

Hence the charge.

In respect of Article-II

The inquiry officer has verified the available bank accounts, cash books, cheque books and connected office records and submitted that as per CTC's, Sri N.Venkateswarlu has taken over the charge of the post of ADA(R), Sattenapalli from Sri A.V.S.Sastry the then ADA (FAC) on 18-06-2011 A.N. Sri I.Murali who worked ADA(R), Sattenapalli prior to Sri A.V.S.Sastry has handed over the complete charge to the FAC ADA on the A.N. of 17-06-2011. No charge lists were prepared at the time of handing over charge. But they have signed on the cash books pertaining to the bank accounts maintained by the ADA(R), Sattenapalli. On verification of cash books it is noticed that Sri A.V.S.Sastry the then MAO, Muppalla and ADA(R)(FAC), Sattenapalli has failed to get the signature of Sri N.Venkateswarlu present ADA on SB Account No. 2068 cash book in which case there was scope for the Junior Assistant to commit financial irregularities without the notice of the present ADA.

Thus, Sri A.V.S.Sastry, ADA(FAC) was not devoted to duty and negligent in discharging his legitimate duties, which attracts violation of Rule-3 of APCS (Conduct) Rules, 1964". Hence the charge.

In respect of Article-III

On verification of pass books and cheque books with connected files, it was noticed that on 20-06-2011 the specimen signatures of Sri N. Venkateswarlu, ADA(R), Sattenappalli duly attested by his predecessor Sri I.Murali has been sent to Chaitanya Godavari Grameena Bank, Sattenapalli and SBI, Sattenapalli and Sub Treasury officer, Sattenapalli deviating the official procedure. Sri I.Murali, the outgoing ADA is competent to authorize the signatures of Sri A.V.S.Sastry, ADA(FAC). But he has not followed the official procedure and attested the signatures of Sri N. Venkateswarlu, ADA. Further on the same date Xerox copy of the same letter has been handed over to CGG Bank, Sattenapalli by making forgery signatures of the present ADA. As all the cheque books, pass books and cash books are under the control of Sri M.S.D.V.K. Prasad, Junior Assistant(u/s) it is evident that he has an intention to commit financial irregularities without the notice of ADA(R), Sattenapalli.

Sri N.Venkateswarlu, ADA® has also failed to monitor the activities of the Junior Assistant and his contention that the junior assistant has operated bank accounts without his knowledge is not maintainable.. He was not in a position to access what it going in his office until the bank authorities intimated to him by phone.

At the time of taking over charge, the three ADAs have failed to follow the official procedure of signing on charge lists though they were directed to submit charge lists by JDA, Guntur. As per District office manual, only one cash book should be maintained in one office. But the procedure was not followed by the above three ADAs which gives scope for misuse of Govt. funds without the notice of the ADA(R), Sattenapalli. The above facts reveals that the above three ADAs have shown slackness in performing official duties in important financial matters.

Thus, Sri A.V.S.Sastry, ADA(FAC) was not devoted to duty and negligent in discharging his legitimate duties, which attracts violation of Rule-3 of APCS (Conduct) Rules, 1964". Hence the charge.

In respect of Article IV

On verification of pass books and cheque books with connected files, it was noticed that on 20-06-2011 the specimen signatures of Sri N. Venkateswarlu, ADA(R), Sattenappalli duly attested by his predecessor Sri I.Murali has been sent to Chaitanya Godavari Grameena Bank, Sattenapalli and SBI, Sattenapalli and Sub Treasury officer, Sattenapalli deviating the official procedure. Sri I.Murali, the outgoing ADA is competent to authorize the signatures of Sri A.V.S.Sastry, ADA(FAC). But he has not followed the official procedure and attested the signatures of Sri N. Venkateswarlu, ADA. Further on the same date, Xerox copy of the same letter has been handed over to CGG Bank, Sattenapalli by making forgery signatures of the present ADA. As all the cheque books,

pass books and cash books are under the control of Sri M.S.D.V.K. Prasad, Junior Assistant(u/s) it is evident that he has an intention to commit financial irregularities without the notice of ADA(R), Sattenapalli.

Sri N. Venkateswarlu, ADA® has also failed to monitor the activities of the junior assistant and his contention that the junior assistant has operated bank accounts without his knowledge is not maintainable. He was not in a position to access what it going in his office until the bank authorities intimated to him by phone.

At the time of taking over charge the three ADAs have failed to follow the official procedure of signing on charge lists though they were directed to submit charge lists by JDA, Guntur. As per District office manual, only one cash book should be maintained in one office. But the procedure was not followed by the above three ADAs which gives scope for misuse of Govt. funds without the notice of the ADA(R), Sattenapalli. The above facts reveals that the above three ADAs have shown slackness in performing official duties in important financial matters.

Thus, Sri A.V.S.Sastry, ADA(FAC) was not devoted to duty and negligent in discharging his legitimate duties, which attracts violation of Rule-3 of APCS (Conduct) Rules, 1964". Hence the charge.

In respect of Article-V

On verification of pass books and cheque books with connected files, it was noticed that on 20-06-2011 the specimen signatures of Sri N. Venkateswarlu, ADA(R), Sattenappalli duly attested by his predecessor Sri I.Murali has been sent to Chaitanya Godavari Grameena Bank, Sattenapalli and SBI, Sattenapalli and Sub Treasury officer, Sattenapalli deviating the official procedure. Sri I.Murali, the outgoing ADA is competent to authorize the signatures of Sri A.V.S.Sastry, ADA(FAC). But he has not followed the official procedure and attested the signatures of Sri N. Venkateswarlu, ADA. Further on the same date, Xerox copy of the same letter has been handed over to CGG Bank, Sattenapalli by making forgery signatures of the present ADA. As all the cheque books, pass books and cash books are under the control of Sri M.S.D.V.K. Prasad, Junior Assistant(u/s) it is evident that he has an intention to commit financial irregularities without the notice of ADA(R), Sattenapalli.

Sri N. Venkateswarlu ADA® has also failed to monitor the activities of the junior assistant and his contention that the junior assistant has operated bank accounts without his knowledge is not maintainable. He was not in a position to access what it going in his office until the bank authorities intimated to him by phone.

At the time of taking over charge the three ADAs have failed to follow the official procedure of signing on charge lists though they were directed to submit charge lists by JDA, Guntur. As per District office manual, only one cash book should be maintained in one office. But the procedure was not followed by the above three ADAs which gives scope for misuse of Govt. funds without the notice of the ADA(R), Sattenapalli. The above facts reveals that the above three ADAs have shown slackness in performing official duties in important financial matters.

Thus, Sri A.V.S.Sastry, ADA(FAC) was not devoted to duty and negligent in discharging his legitimate duties, which attracts violation of Rule-3 of APCS (Conduct) Rules, 1964". Hence the charge.

T.VIJAY KUMAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

SECTION OFFICER

Annexure-III

List of documents by which articles of charge framed against Sri A.V.S.Sastry former Assistant Director of Agriculture (R) (FAC), Sattenapalli and presently ADA(R), Bapatla, Guntur District..are proposed to be sustained.

1. Inquiry report of DDA(Agro), O/o JDA, Guntur.

T.VIJAY KUMAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

SECTION OFFICER

Annexure-IV

List of witness by which articles of charge framed against Sri A.V.S.Sastry former Assistant Director of Agriculture (R) (FAC), Sattenapalli and presently ADA(R), Bapatla, Guntur District.,are proposed to be sustained.

- Nil -

T.VIJAY KUMAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

SECTION OFFICER